

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Unlicensed  
Manufactured Home Dealer Activity  
of Thomas Martin Bender

**FIRST PREHEARING ORDER**

A prehearing conference was held in the above-captioned matter on June 6, 2007. Michael J. Tostengard, Assistant Attorney General, 445 Minnesota Street, Suite 1200, St. Paul, MN 55101-2130, appeared on behalf of the Department of Labor and Industry. Kathryn R. Burke, Attorney at Law, Foley & Mansfield, 250 Marquette Avenue, Suite 1200, Minneapolis, MN 55401, appeared by telephone on behalf of Thomas Martin Bender.

Based upon discussions with counsel during the prehearing conference, IT IS HEREBY ORDERED as follows:

1. All discovery in this matter shall be completed by August 1, 2007.
2. By August 1, 2007, counsel shall exchange proposed exhibit and witness lists. The witness lists shall include a brief summary of the expected testimony of each witness. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits.
3. By August 8, 2007, counsel shall notify the Administrative Law Judge whether they will require the services of a court reporter at the hearing. If no court reporter is requested, the hearing will be digitally recorded.
4. The hearing in this matter shall be held on August 15, 2007, commencing at 9:30 a.m. in the courtrooms of the Office of Administrative Hearings, 100 Washington Avenue South, Suite 1700, Minneapolis, Minnesota.
5. The parties shall appear at the hearing with at least three copies of each exhibit they plan to offer into evidence. Exhibits shall be pre-marked using Arabic numbers without designation of the party offering the exhibit.

Dated: June 7, 2007.

s/Barbara L. Neilson

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BARBARA L. NEILSON

Administrative Law Judge

